

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	:	CRIMINAL NO.	
v.	:	DATE FILED:	
LUZERNE FAULKNER CARL CRAWFORD ANTHONY BENNETT	:	VIOLATIONS:	18 U.S.C. § 371 (Conspiracy to commit armed bank robbery - 1 Count)
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	:		18 U.S.C. § 2113(d) (Armed bank robbery - 1 Count)
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	:		18 U.S.C. § 924(c) (Using and carrying a firearm during a crime of violence - 1 Count)
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	:		18 U.S.C. § 922(g) (Felon in possession of a firearm - 3 Counts)
	:		
	:		21 U.S.C. § 841(a)(1) (Possession with intent to distribute cocaine base ("crack") - 1 Count)
	:		
	:		18 U.S.C. § 2 (Aiding and Abetting)
	:		
	:		Notice of Forfeiture

SECOND SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or about September 2002, to on or about January 16, 2003, in the Eastern District of Pennsylvania and elsewhere, defendants

LUZERNE FAULKNER,
CARL CRAWFORD, and
ANTHONY BENNETT

conspired and agreed, together and with others known and unknown to the grand jury, to commit an offense against the United States, that is, armed bank robbery, in violation of Title 18, United States Code, Section 2113(d).

MANNER AND MEANS

2. It was part of the conspiracy that the defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT robbed the Commonwealth Bank, 6537 Castro Avenue, Philadelphia, PA, and stole approximately \$136,000 of United States Currency.

It was further a part of the conspiracy that:

3. The defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT used and carried firearms during the commission of the bank robbery.

4. The defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT wore female Muslim-type clothing during the robbery in order to disguise themselves.

OVERT ACTS

In furtherance of the conspiracy, defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT, and others known and unknown to the grand jury, committed the following overt acts in the Eastern District of Pennsylvania and elsewhere:

1. Defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT conducted surveillance on the Commonwealth Bank (hereafter "the Bank"), 6537 Castor Avenue, Philadelphia, PA, prior to committing the robbery.
2. Defendant CARL CRAWFORD watched the bank from his Chevrolet station wagon, PA registration EZF-4015, VIN # 2G1AW84TXL2118493 and wrote surveillance notes concerning the time the bank opened in the morning, the employees' schedules, their physical descriptions and the cars that they drove.
3. Defendants LUZERNE FAULKNER and CARL CRAWFORD also went inside the bank prior to the robbery posing as customers or potential customers.
4. On or about January 15, 2003, defendants LUZERNE FAULKNER and CARL CRAWFORD purchased female Muslim-type clothing to wear as disguises.
5. On or about January 16, 2003, defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT went to the bank wearing the female Muslim-type disguises.
6. On or about January 16, 2003, defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT each carried a firearm to the bank.

7. On or about January 16, 2003, defendant CARL CRAWFORD drove his Chevrolet station wagon to the bank.

8. On or about January 16, 2003, defendants LUZERNE FAULKNER and ANTHONY BENNETT went into the bank while defendant CARL CRAWFORD waited outside the bank in his Chevrolet station wagon.

9. On or about January 16, 2003, defendants LUZERNE FAULKNER and ANTHONY BENNETT held the bank employees at gun point and took approximately \$136,000 of United States currency from the bank's vault/safe which was put in a black bag.

10. On or about January 16, 2003, defendants LUZERNE FAULKNER and ANTHONY BENNETT walked out of the bank, took off their female Muslim-type disguises and put them with their firearms in the trunk of a pre-staged getaway vehicle, a green Chevrolet Malibu, PA # EXP6033.

11. On or about January 16, 2003, defendants LUZERNE FAULKNER and ANTHONY BENNETT drove away from the bank in the Chevrolet Malibu and defendant CARL CRAWFORD followed them in his Chevrolet station wagon.

12. On or about January 16, 2003, defendants LUZERNE FAULKNER and ANTHONY BENNETT parked the Chevrolet Malibu and entered defendant CARL CRAWFORD'S car with the money.

13. On or about January 16, 2003, defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT drove to FAULKNER'S home at 726 W. Raymond Street, Philadelphia, PA, where the defendants counted and split the stolen money.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

On or about January 16, 2003, in the Eastern District of Pennsylvania, defendants

LUZERNE FAULKNER,
CARL CRAWFORD, and
ANTHONY BENNETT

knowingly and unlawfully, by force and violence, and by intimidation, took from, and aided and abetted in the taking from, employees of the Commonwealth Bank, 6537 Castor Avenue, Philadelphia, Pennsylvania (hereafter “the Bank”), lawful currency of the United States, that is, approximately \$136,100, belonging to, and in the care, custody, control, management and possession of the Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants LUZERNE FAULKNER, CARL CRAWFORD and ANTHONY BENNETT knowingly and unlawfully assaulted and put in jeopardy the lives of the employees of the Bank, and other persons, by use of dangerous weapons, that is, three firearms.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 16, 2003, in the Eastern District of Pennsylvania, defendants

LUZERNE FAULKNER,
CARL CRAWFORD, and
ANTHONY BENNETT

knowingly used and carried, and aided and abetted the use and carrying of, firearms, that is, three handguns, during and in relation to a crime of violence for which they may be prosecuted in a Court of the United States, that is, the bank robbery of the Commonwealth Bank, 6537 Castor Avenue, Philadelphia, Pennsylvania, as charged in Count One of this indictment.

In violation of Title 18, United States Code, Sections 924(c) and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 16, 2003, in the Eastern District of Pennsylvania, defendant

LUZERNE FAULKNER,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce three firearms, that is, a SKS Norinco 7.62 x .39 caliber assault rifle, serial number 220-2656, a .9mm Glock, model 26, semiautomatic pistol, serial number DSB168, loaded with approximately eight live rounds of ammunition, and a Phoenix Arms Raven .25 caliber semiautomatic pistol, serial number 3214998, loaded with one live round of ammunition and other ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 16, 2003, in the Eastern District of Pennsylvania, defendant

CARL CRAWFORD,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce a firearm, that is, a Browning .380 caliber semiautomatic pistol, serial number 05559, loaded with two live rounds of ammunition and other ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 16, 2003, in the Eastern District of Pennsylvania, defendant

ANTHONY BENNETT,

having been convicted in a court of the Commonwealth of Pennsylvania of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate commerce three firearms, that is, a Phoenix Arms Raven .25 caliber semiautomatic pistol, serial number 3214998, loaded with one live round of ammunition and other ammunition.

In violation of Title 18, United States Code, Section 922(g)(1).

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about January 17, 2003, in the Eastern District of Pennsylvania, defendant

CARL CRAWFORD,

knowingly and intentionally possessed with intent to distribute in excess of 50 grams, that is, approximately 80 grams, of a mixture or substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

NOTICE OF FORFEITURE

1. As a result of the violations of Title 18, United States Code, Sections 922(g) and 924(c), set forth in Counts Three, Four, Five and Six of this Indictment, the defendants

LUZERNE FAULKNER,
CARL CRAWFORD, and
ANTHONY BENNETT

shall forfeit to the United States of America, pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), all firearms and ammunition involved in the commission of these offenses, including, but not limited to:

- a. one SKS Norinco 7.62 x .39 caliber assault rifle, serial number 220-2656;
- b. one .9mm Glock, model 26, semiautomatic pistol, serial number DSB168, loaded with approximately eight live rounds of ammunition;
- c. one Phoenix Arms Raven .25 caliber semiautomatic pistol, serial number 3214998, loaded with one live round of ammunition; and
- d. one Browning .380 caliber semiautomatic pistol, serial number 05559, loaded with two live rounds of ammunition.

2. As a result of the violations of Title 18, United States Code, Section 2113, set forth in Counts One and Two of this Indictment, defendants

LUZERNE FAULKNER,
CARL CRAWFORD, and
ANTHONY BENNETT

shall forfeit to the United States of America, pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461, any property, real or personal, that constitutes or is derived from proceeds traceable to the commission of such offense, as charged in this Indictment, including, but not limited to:

- (a) \$136,100 in bank robbery proceeds.

3. If any of the property subject to forfeiture, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the Court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be divided without

difficulty;

it is the intent of the United States, pursuant to Title 28, United States Code, Section 2461(c), incorporating 21 U.S.C. § 853(p), to seek forfeiture of any other property of the defendants up to the value of the property subject to forfeiture.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney